IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITON NO.1604 OF 2006

Feminine and Infant Healthcare
Pvt. Ltd. & Ors. ..Petitioners.

V/s.

The Divisional Joint Registrar,
Co-op. Societies & Ors., ..Respondents.

Mrs.Lata B.Patak (Shivpuje) i/b. N.N.Bhadrashete for petitioners.

Mr.S.A.Ghaisas for respondents.

CORAM : V.C.DAGA, J.

DATED : 17TH MARCH, 2006.

P.C. :-

1. Learned counsel appearing for the petitioners submits that the petitioners desire to deposit 50% of the amount with the Revisional Authority. Respondents have no objection for permitting the petitioners to deposit 50% of the amount and for restoration of the revision petition for hearing on merits.

2. In the above view of the matter, impugned order dated 8-11-2005 (Exhibit - F to the petition) is quashed and set aside subject to the petitioners

depositing 50% of the amount, due and recoverable with the Revisional Authority within 2 weeks from today. In the event of such deposit, revision application stands revived and the revisional authority shall hear and decide the revision application on merits in accordance with law.

3. It is needless to mention that in the event of non deposit of the 50% amount, as directed hereinabove within stipulated period, this petition shall be deemed to have been dismissed. In that event, the impugned order at Exhibit - F shall hold the field. With this clarification, petitioners stands disposed of with no order as to costs.

4. After revival of the revision application, it would be open for the petitioners to apply for interim relief within one year thereafter. Till then, parties shall maintain status quo.

****